

FILED

**United States Court of Appeals
Tenth Circuit**

UNITED STATES COURT OF APPEALS

FOR THE TENTH CIRCUIT

September 5, 2012

**Elisabeth A. Shumaker
Clerk of Court**

BARRY D. BLOOM, an individual,

Plaintiff - Appellant,

v.

EXPRESS SERVICES, INC., a
corporation, and Does 1 through 20,
inclusive,

Defendants - Appellees.

No. 12-6165
(D.C. No. 5:11-CV-00438-M)

ORDER

In accordance with 10th Cir. R. 33.1 and upon consideration of the stipulation of the parties to voluntarily dismiss the captioned appeal, this appeal is dismissed. *See* Fed. R. App. P. 42(b).

Each party will bear its own costs on appeal. A copy of this order will stand as the mandate of the court.

Entered for the Court



ELISABETH A. SHUMAKER, Clerk